

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
HARRISONBURG DIVISION**

JOHN J. DUFF,

Plaintiff,

v.

**MICHAEL J. ASTRUE,
Commissioner of Social Security,**

Defendant.

)

)

) **Civil Action No. 5:11cv103**

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)

) **By: Michael F. Urbanski**

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) **United States District Judge**

)

)

ORDER

For the reasons set forth in the accompanying Memorandum Opinion, it is hereby **ORDERED** and **ADJUDGED** that the plaintiff's motion for summary judgment (Docket #12) is **GRANTED**, that the Commissioner's motion for summary judgment (Docket #14) is **DENIED**, that the this case is **REMANDED** to the Commissioner pursuant to sentence four of 42 U.S.C. § 405(g) for further consideration consistent with this Memorandum Opinion, and that this matter is **STRICKEN** from the active docket of the court.

It is **SO ORDERED**.

Entered: January 31, 2013

/s/ Michael F. Urbanski

Michael F. Urbanski
United States District Judge